

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

JOHN DOE,
Plaintiff,

v.

**TEXAS A&M UNIVERSITY, DAYNA
FORD,** as agent for Texas A&M
University, **ROBIN SHUGLIE,** as agent
for Texas A&M University, **GLENN
STARNES,** as agent for Texas A&M
University, **MIKE DULKE,** as agent for
Texas A&M University, **KYLE
MCCRACKEN,** as agent for Texas A&M
University, **TERRI ALLISON,** as agent for
Texas A&M University, **JOSHUA
ISRINGHAUSEN,** as agent for Texas
A&M University, **DALE NORRIS,** as
agent for Texas A&M University, and
ANNE REBER, as agent for Texas A&M
University,
Defendants.

CIVIL ACTION NO. 4:17-cv-02500

**JOINT ADVISORY TO THE COURT AND
MOTION TO ABATE DEADLINES BY 90 DAYS**

Plaintiff filed this suit on September 1, 2017, alleging violations of due process and Title IX, as well as state law claims. On November 6, 2017, Defendants timely filed a motion to dismiss all claims. Counsel have conferred. While Counsel have opposing legal arguments, they appreciate the benefit to their clients of collaborative discussions. In the interest of efficiency and judicial economy, Counsel jointly request an abatement until February 27, 2018 of all deadlines in the case, specifically including the deadline for Plaintiff's Response to Defendants' Motion to Dismiss, so that the parties may explore collaborative solutions and approaches.

Respectfully submitted,

/s/ Andrew T. Miltenberg

ANDREW T. MILTENBERG

Pro Hac Vice

DIANA R. WARSHOW

Pro Hac Vice

STUART BERNSTEIN

Pro Hac Vice

NESENOFF & MILTENBERG, L.L.P.

363 Seventh Avenue, 5th floor

New York, New York 10001

MICHELLE SIMPSON TUEGEL

Texas Bar No. 24075187

HUNT & TUEGEL, P.L.L.C.

P.O. Box 726

Waco, Texas 76703

COUNSEL FOR PLAINTIFF

KEN PAXTON

Attorney General of Texas

JEFFREY C. MATEER

First Assistant Attorney General

BRANTLEY STARR

Deputy First Assistant Attorney General

JAMES E. DAVIS

Deputy Attorney General for Civil Litigation

ANGELA V. COLMENERO

Chief, General Litigation Division

/s/ Carl.

H. CARL MYERS

Texas Bar No. 24046502 | So. Dist. Bar 852368

Attorney-in-Charge

SEAN FLAMMER

Texas Bar No. 24059754 | So. Dist. Bar 1376041

CHRISTINE M.H. SMITH

Texas Bar No. 24088432

Pro Hac Vice

Assistant Attorneys General

Office of the Attorney General

General Litigation Division

P.O. Box 12548, Capitol Station

Austin, Texas 78711-2548

(512) 463-2120 | FAX: (512) 320-0667

carl.myers@oag.texas.gov

sean.flammer@oag.texas.gov

christine.smith@oag.texas.gov

COUNSEL FOR DEFENDANTS